

RESOLUTION NO. 111-22

The Board of County Commissioners of Clermont County, Ohio, met in regular session on the 3rd day of August, 2022, at its regular place of meeting, with the following members present:

Bonnie J. Batchler, President
David L. Painter, Vice President
Claire B. Corcoran, Member

Mrs. Corcoran moved for the adoption of the following Resolution:

RESOLUTION ACCEPTING RECOMMENDATION OF THE CLERMONT COUNTY SANITARY ENGINEER TERMINATING PERFORMANCE BOND AND ACTIVATING MAINTENANCE BOND OF COMBINED SEWER PERFORMANCE AND MAINTENANCE BOND DOCUMENTS FOR PARKVIEW CONDOMINIUM SUBDIVISION, SECTION 1, LOCATED IN MIAMI TOWNSHIP

WHEREAS, this Board has previously accepted a Combined Water Performance and Maintenance Bond of Grand Communities, LLC, as principal and RLI Insurance Company as surety for the installation of a sanitary sewer main extension and related improvements of Parkview Condominium Subdivision, Section 1, located in Miami Township on February 2, 2022, as it appears in Commissioners' Journal 320; and

WHEREAS, the Clermont County Water Resources Department has inspected the sanitary sewer main extension and related improvements, and approves it has been constructed according to the plans and specifications previously approved; and

WHEREAS, the Combined Sewer Performance and Maintenance Bond by its own terms requires a conversion to a Maintenance Bond for a period of one year to insure that the above referenced principal maintain the improvements in accordance with the Clermont County Water Resources Department Rules and Regulations of Clermont County, Ohio.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Clermont County, Ohio, with at least two-thirds of its members concurring as follows:

SECTION 1. That the performance provisions of the above referenced bond for Parkview Condominium Subdivision, Section 1, have been completed and the bond is released as to the performance aspects and the surety represented by RLI Insurance Company shall continue as surety for the maintenance aspects of the bond.

SECTION 2. That the Maintenance Bond provisions of the Combined Sewer Performance and Maintenance Bond is hereby effective and activated and that the said principal and sureties shall remain firmly bound to Clermont County, Ohio, in the penal sum of \$11,400.00 for the sanitary sewer main extension and relative improvements, as previously provided and shall continue to be so responsible for a period of one year of use from the date of this conversion during which period the Maintenance Bond shall remain in full force and effect upon the terms previously specified in said Bond.

SECTION 3. That the Clerk shall certify this Resolution to the Clermont County Sanitary Engineer who shall notify the principal and sureties of the conversion of the bond pursuant to their terms.

SECTION 4. That this Board of County Commissioners hereby finds and determines that all formal actions relative to the passage of this resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of its committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

Mr. Painter seconded the motion and the vote thereon resulted as follows:

Mrs. Batchler, _____; Mr. Painter, Yes; Mrs. Corcoran, Yes.

This Resolution was duly passed on the 3rd day of August, 2022.

ATTEST:

Erin Meadows
Erin Meadows Clerk Pro Tem
Board of County Commissioners,
Clermont County, Ohio

APPROVED AS TO FORM ONLY:
MARK J. TEKULVE, PROSECUTOR
CLERMONT COUNTY, OHIO

By: Joseph Mooney
Joseph Mooney, Assistant Prosecutor

Dated: 7-22-22

3rd The Board of County Commissioners of Clermont County, Ohio, met in regular session on the day of August, 2022, at its regular place of meeting, with the following members present:

Bonnie J. Batchler, President
David L. Painter, Vice President
Claire B. Corcoran, Member

Mrs. Corcoran introduced the following resolution and moved its passage:

RESOLUTION NO. 112 -22

RESOLUTION AUTHORIZING ACCEPTANCE OF A TWENTY-FOUR (24) INCH SANITARY SEWER MAIN SERVING THE SILVERSTONE SUBDIVISION LOCATED IN UNION TOWNSHIP AS PART OF THE COUNTY WASTEWATER SYSTEM AND AUTHORIZING PAYMENT OF \$262,243.20 FOR OVERSIZING REQUIRED BY THE COUNTY

WHEREAS, the Clermont County Water Resources Department approved and authorized the construction by Grand Communities, LLC of approximately one thousand nine hundred twenty-seven (1,927) feet of twenty-four (24) inch sewer main serving the Silverstone Subdivision located in Union Township to provide sewer capacity for present and future development; and

WHEREAS, in connection therewith, Grand Communities, LLC was required to modify their contract with McGill Smith Punshon for additional engineering services to oversize the sanitary sewer main within Silverstone Subdivision to a twenty-four (24) inch main at an additional amount of \$9,367.50 and was required to install said twenty-four (24) inch sanitary sewer main as an oversizing to satisfy the needs of the County for present and future transmission of wastewater at an additional amount of \$252,875.70; and

WHEREAS, the Clermont County Water Resources Department's Director of Utilities has advised this Board that the construction and installation of said sewer main has been completed, inspected and is ready for acceptance into the County Wastewater System; and

WHEREAS, the Clermont County Water Resources Department's Director of Utilities has appraised the present value of the oversizing and certified that its value to the County exceeds the sum of \$262,243.20, which includes the additional engineering fees.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Clermont County, Ohio, with at least two-thirds of its members concurring as follows:

SECTION 1. That the approximate one thousand nine hundred twenty-seven (1,927) feet of twenty-four (24) inch sanitary sewer main serving the Silverstone Subdivision constructed by Grand Communities, LLC be accepted by the County as a part of the County Wastewater System and that a payment of \$262,243.20 be made to Grand Communities, LLC for the value of the oversizing of said sewer main.

SECTION 2. That this Board of County Commissioners hereby finds and determines that all formal actions relative to the passage of this resolution were taken in an open meeting of this Board, and

that all deliberations of this Board and of its committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 3. That a copy of this resolution be certified to (a) the County Auditor of Clermont County, Ohio (b) the Clermont County Water Resources Department and (c) Grand Communities, LLC, 3940 Olympic Blvd, Suite 400, Erlanger, Kentucky 41018.

Mr. Painter seconded the motion and the vote thereon resulted as follows:

Mrs. Batchler, _____; Mr. Painter, Yes; Mrs. Corcoran, Yes.

PASSED: August 3, 2022

ATTEST:

Erin Meadows
Erin Meadows, Clerk Pro Tem
Board of County Commissioners,
Clermont County, Ohio

APPROVED AS TO FORM ONLY:
MARK J. TEKULVE, PROSECUTOR
CLERMONT COUNTY, OHIO

By: Joseph Mooney
Joseph Mooney, Assistant Prosecutor

Dated: 7-14-22

The Board of County Commissioners of the County of Clermont, Ohio, met in regular session on the 3rd day of August, 2022, with the following members present:

Bonnie J. Batchler, President
David L. Painter, Vice President
Claire B. Corcoran, Member

Mrs. Corcoran introduced the following resolution and moved its passage:

RESOLUTION NO. 117-22

RESOLUTION SETTING A DATE
FOR A PUBLIC HEARING

WHEREAS, Bon Secours Mercy Health, Inc., successor by merger to Mercy Health, is a nonprofit Maryland corporation (the "Corporation") that, through its subordinate and affiliated nonprofit entities (the "Affiliates") owns and operates healthcare facilities at various locations in Ohio, including Hospital Facilities, as defined in Section 140.01 of the Ohio Revised Code, in Clermont County, Ohio (the "County") and the Corporation has determined to acquire, construct and equip certain additional Hospital Facilities located in the County (collectively, the "Local Facilities"), and has requested the County of Allen, Ohio (the "Issuer") to issue its bonds therefor; and

WHEREAS, the Corporation has requested the County of Allen, Ohio (the "Issuer") to issue its hospital facilities revenue bonds (the "Bonds") in one or more series and in an approximate aggregate principal amount currently estimated not to exceed \$200,000,000.00, pursuant to the authority contained in Chapter 140, Ohio Revised Code and the Participating Public Hospital Agencies Agreement dated as of May 1, 2008, between the County and the Issuer, among other counties, for the purpose of financing additional Hospital Facilities anticipated to be the following locations in the County: (A) 4440 Gleneste-Withamsville Road, Batavia, known as Mercy Health - Orthopaedic & Sports Medicine, (B) 2055 Hospital Drive, Batavia, Ohio known as Mercy Health - East Pulmonary, Sleep and Critical Care, Clermont, (C) 720 W. Plane Street, Bethel, Ohio known as Mercy Health - Bethel Outpatient Rehabilitation and Therapy, (D) 3000 Hospital Drive, Batavia, known as Mercy Health - Clermont Hospital LLC, (E) 3020 Hospital Drive, Batavia, known as Mercy Health - Clermont Medical Arts Building, and (F) 201 Old Bank Road, Milford, known as Mercy Health Center-Milford (each, a "project" and collectively, the "projects"), the initial legal owner or principal user of each project being Mercy Health - Clermont Hospital LLC, Mercy Health Cincinnati LLC, or Mercy Health Physicians Cincinnati LLC, each an Ohio nonprofit limited liability company, or the Corporation, or a related party thereof; and

WHEREAS, the proceeds of the Bonds will be used for the purposes of (1) financing the Projects; and (2) paying certain costs and expenses incurred with respect to the issuance of the Bonds; and

WHEREAS, the issuance of the Bonds and the acquisition, construction, installation and equipping of the Projects as described above will promote the public purpose set forth in Section 140.02, Ohio Revised Code, by better providing for the health and welfare of the people of the State of Ohio by enhancing the availability, efficiency and economy of hospital facilities and the services rendered thereby;

WHEREAS, the Internal Revenue Code of 1986, as amended, requires that all jurisdictions where proceeds of hospital facilities revenue bonds will be spent hold a public hearing on projects to be financed by hospital facilities revenue bonds prior to the issuance of such bonds;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of the County of Clermont, Ohio:

SECTION 1. The Board of County Commissioners of the County of Clermont, Ohio will hold a public hearing on the Issuer's issuance of the Bonds to finance the Projects.

SECTION 2. The hearing shall be held at 11:00 am (local time) on 08/17/2022 in the Commissioners' meeting room in the Clermont County Administration Building, 101 East Main Street, Batavia, Ohio 45103.

SECTION 3. The Clerk of this Board is directed to cause notice of such meeting to be published in the *Cincinnati Enquirer* once at least seven days prior to the date of the hearing.

SECTION 4. This Board of County Commissioners hereby finds and determines that all formal actions relative to the passage of this resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of its committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Revised Code.

Mr. Painter seconded the motion and upon call of the roll, the vote thereon resulted as follows:

PASSED: August 3, 2022

Erin Meadows - Clerk Pro Tem

~~Clerk~~, Board of County Commissioners
County of Clermont, Ohio